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Paul, Hastings, Janofsky & Walker LLP  
3579 Valley Centre Drive, San Diego, CA 92130  
telephone 858-720-2500 / facsimile 858-720-2555 / www.paulhastings.com

**Paul Hastings****FACSIMILE TRANSMISSION**

from:	facsimile:	telephone:	initials:
Diana L. Bush, Ph.D., Esq.	(858) 720-2555	(858) 720-2885	DLB4

<b>client name:</b> Metabasis Therapeutics, Inc.	<b>client matter</b>	45198.00013.RCE2
	<b>number:</b>	

<b>date:</b> October 28, 2004	<b>pages (with cover):</b>	51
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to:	company/office:	facsimile:	telephone:
USPTO Centralized Facsimile Transmissions	USPTO	(703) 872-9306	

U. S. Patent Application No. 09/518,501  
**NOVEL PHOSPHORUS-CONTAINING PRODRUGS**  
Applicant: Erion et al.  
Filing Date: March 3, 2000  
Our Ref: 45198.00013.RCE

Attached hereto are the following documents for filing in the above patent application:

1. Request for Continued Examination (RCE) Transmittal (PTO Form SB/30), plus duplicate copy (2 pgs); and
2. Petition for Extension of Time & Amendment and Remarks (48 pgs).

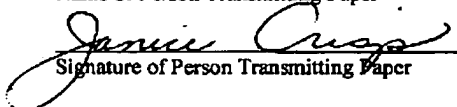
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(37 C.F.R. §1.8)

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PTO/SB/30 (09-04)

Approved for use through 07/31/2008. OMB 0851-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>Request For Continued Examination (RCE) Transmittal</b>  Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/418,501
	Filing Date	03/03/2000
	First Named Inventor	Mark D. Erion
	Art Unit	1624
	Examiner Name	T. McKenzie
	Attorney Docket Number	45185.00013.RCE2

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/ Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

3. **Fees**

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.  
The Director is hereby authorized to charge the following fees, or credit any overpayments, to
- a. ☒ Deposit Account No. 50-2613 I have enclosed a duplicate copy of this sheet.
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature	<i>Diana L. Bush</i>	Date	10-28-04
Name (Print/Type)	Diana L. Bush, Ph.D., Esq.	Registration No.	51,109

CERTIFICATE OF MAILING OR TRANSMISSION			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.			
Signature	<i>Janice Crisp</i>	Date	10-28-04
Name (Print/Type)	Janice Crisp		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/30 (09-04)

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